

**MONTANA PUBLIC SERVICE COMMISSION  
TRANSPORTATION/CENTRALIZED SERVICES DIVISION  
AGENDA NO. 01-11-6**

Date Published: November 1, 2001

For Work Week Commencing: November 5, 2001

Business Meeting: November 6, 2001, 9:00 a.m.

General Introduction This agenda is the Commission's Transportation and Centralized Services Division agenda for the work week designated. In the later part of each week (generally, Thursday by 2:00 p.m.) prior to the work week to which an agenda pertains, the agenda is posted on the public information bulletin board at the Commission offices, deposited in the mail directed to all persons who have properly requested notice by mail, emailed to all persons who have properly requested notice by email, and posted to the Public Service Commission's worldwide web site located at <http://www.psc.state.mt.us>.

Place of Meetings All meetings are held at the Commission offices, 1701 Prospect Avenue, Helena, Montana, unless otherwise noted.

Inquiries General inquiries concerning this division agenda and subscribing to notice by mail may be made to Wayne Budt at (406) 444-6195. Mr. Budt may refer inquiries to another person within the agency.

Accommodation for Persons with Disabilities Anyone needing an accommodation for physical, hearing, or sight impairment in order to attend a scheduled meeting should contact the Commission secretary at (406) 444-6199 sufficiently prior to the meeting to allow accommodations to be made.

**Work Sessions** All items identified below are for Commission discussion or action on the day designated.

1. T-00.50.COM/Waste Connections v. Jones, Oilfield Maintenance – pre-argument information and discussion (11-06-01)

**Action Items** All items identified below are for action at the Commission business meeting.

1. T-01.34.RI (Wayne)

On September 26, 2001, Wild Trout Outfitters, Inc. dba Mountain Taxi, as purchaser of PSC No. 8995, filed an application to amend zone descriptions and increase passengers rates and charges of between six percent and one hundred percent. This rate application was noticed to the public on October 9, 2001 and is scheduled to become effective on November 10, 2001. No protests were received.

SUB B Class B - Persons and baggage between all points within Madison and Gallatin counties. Limitations: (1) Transportation must originate or terminate within a twenty (20) mile radius of Big Sky, Montana. (2) Transportation of fifteen (15) passengers or less per vehicle. (3) No transportation may originate within a five (5) mile radius of Bozeman, Montana. (4) Twelve (12) hour reservations for transportation of passengers from Gallatin Field Airport to Big Sky, Montana.

ACTION:

2. T-01.36.ST (Wayne)

On September 26, 2001 Jeffery Dee Bingman dba Mountain Taxi, Big Sky, Montana filed an application for transfer of Montana Intrastate Certificate of Public Convenience and Necessity, PSC No. 8995, to Wild Trout Outfitters, Inc. dba Mountain Taxi, Big Sky, Montana. The sale and transfer was noticed to the public on October 10, 2001 and no protests were received.

SUB B Class B - Persons and baggage between all points within Madison and Gallatin counties. Limitations: (1) Transportation must originate or terminate within a twenty (20) mile radius of Big Sky, Montana. (2) Transportation of fifteen (15) passengers or less per vehicle. (3) No transportation may originate within a five (5) mile radius of Bozeman, Montana. (4) Twelve (12) hour reservations for transportation of passengers from Gallatin Field Airport to Big Sky, Montana.

ACTION:

3. T-01.35.ST (Wayne)

On September 14, 2001 Peanut Butter & Jelly Investments LLC dba Classic Limo, Bozeman, Montana filed an application for transfer of Montana Intrastate Certificate of Public Convenience and Necessity, PSC No. 9403, to Classic Airport Shuttle and Limo, Inc., Bozeman, Montana. The application for transfer was noticed to the public on October 10, 2001. A protest was received based on the use of the word 'shuttle' in the purchaser's name. Purchaser has amended the corporate name of his company to Classic Limo, Inc.

Class B - Persons and personal baggage to be chauffeured in limousines, between all points and places in the following counties: Gallatin, Park and Madison. Limitations: 1) The transportation of more than twelve (12) passengers per vehicle is prohibited. 2) Solicitation of individual fares is prohibited. 3) Service as a taxi or cab is prohibited.

ACTION:

4. T-01.32.OTSC (Wayne)

On October 1, an Order to Show Cause was issued to Darin Niebuhr dba Piano Pathways, Billings, Montana, PSC NO. 9389, for failure to purchase a vehicle registration receipt for 2001. The Order to Show Cause was sent certified mail and returned to this office as unclaimed.

Class B - Pianos and organs between all points and places within Big Horn, Carbon, Stillwater, Treasure, and Yellowstone Counties.

|         |              |            |             |
|---------|--------------|------------|-------------|
| ACTION: | <u>Moved</u> | <u>2nd</u> | <u>Vote</u> |
|         | Stovall      | Anderson   | 5 - 0       |

5. T-01.33.OTSC (Wayne)

On October 1, 2001 an Order to Show Cause was issued to Ronald Ray Fletcher dba Uptown Cab Co., Sidney, Montana, PSC No. 9419, for failure to purchase a vehicle registration receipt for 2001. The Order to Show Cause was sent certified mail and received by the carrier on October 9, 2001. There has been no response.

Class B – Passengers between all points and places in Richland County, Montana.

ACTION: Tabled

6. T-01.26.OTSC (Wayne)

On October 1, 2001 an Order to Show Cause was issued to Consolidated Freightways Corporation of Delaware, Vancouver, Washington, PSC No. 1285, for failure to purchase a vehicle registration receipt for 2001. The Order to Show Cause was sent certified mail and received by the carrier on October 9, 2001. The carrier has requested cancellation of PSC No.1285, and all sub authorities in its entirety. These authorities would allow for transportation of household goods to various points and places in the State of Montana.

|         |                     |                   |                    |
|---------|---------------------|-------------------|--------------------|
| ACTION: | <b><u>Moved</u></b> | <b><u>2nd</u></b> | <b><u>Vote</u></b> |
|         | Anderson            | Stovall           | 5 - 0              |

7. TN2118 (Wayne)

H. Earl Watson dba Watson Trucking, Chinook, Montana requests cancellation and termination of PSC No. 3900 in its entirety effective immediately.

Class B - Water (as a drilling fluid, for oil and gas drilling rigs), between all points and places in Stillwater County.

SUB A Class C - Property, in the town of Chinook, Montana and to or from points within a radius of ten (10) miles of said city. Limitations: The transportation of property (except household goods) between points served by rail carriers, or between points served by a motor carrier operating between fixed termini or over a regular route, is prohibited. Transportation of ashes, trash, waste, refuse, rubbish and garbage is prohibited.

SUB C Class B - Liquid drilling, mud and water, between all points and places in Blaine, Hill, Phillips, and Chouteau Counties, Montana.

|         |                     |                   |                    |
|---------|---------------------|-------------------|--------------------|
| ACTION: | <b><u>Moved</u></b> | <b><u>2nd</u></b> | <b><u>Vote</u></b> |
|         | Feland              | Anderson          | 5 - 0              |

8. Approval of Commission Minutes (Laura)

Approval of the Commission Minutes for the week of October 29, 2001.

|         |                     |                   |                    |
|---------|---------------------|-------------------|--------------------|
| ACTION: | <b><u>Moved</u></b> | <b><u>2nd</u></b> | <b><u>Vote</u></b> |
|         | Stovall             | Anderson          | 5 - 0              |